FAX TRANSMISSION

RECEIVED

DEC 1 8 2008

DATE:

December 18, 2008

Docket NO.:

PCT LEGAL 62620A US; PTO Identifier: App. No. 10/5.ADMINISTRATION

MESSAGE TO: Derck A. Putonen

COMPANY:

Office of PCT Legal Administration

FAX NUMBER: (571) 273-0459

PHONE:

(571) 272-3294

FROM:

Kevin J. Nilsen

PHONE:

(248) 391-6321

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HARD COPY TO FOLLOW:

 \mathbf{x} NO

MESSAGE:

Response Under 37 CRF 1.137 (A)

Electronic Docket Paper Docket Declaration

PAGES (Including Cover Sheet):

If your receipt of this transmission is in error, please notify this firm immediately by collect call to sender at (248) 391-6321 and send the original transmission to us by return mail at the address below.

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> THE DOW CHEMICAL CO .-- DO NOT USE 2030 Dow Center, Midland, Michigan 48674

Telephone: (989) 636-2213 Faceimile: (989) 636-3237

Docket No.: 62620A US

(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Aleksander J. Pyzik, Ing-Feng Hu, Ted A. Morgan, Daniel R. Lister, Robert A. Newman, Richard A. Lungard, and Qin Deng

Application No.: 10/551,727

Confirmation No.: n/a

Filed: October 3, 2005

Art Unit: N/A

For: COMPOSITION FOR MAKING METAL

MATRIX COMPOSITES

Office of PCT Legal Admin; Derek

A. Putonen

RESPONSE TO DECISION ON PETITION UNDER 37 CFR 1.137 (A)

MS PCT Commissioner for Patents Office of PCT Legal Administration P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

PETITION UNDER 37 CFR 1.181

This is in response to the Decision on Petition dated November 18, 2008, Applicants' petition under 37 CFR 1.181 to Withdraw Holding of Abandonment Based on Failure to Receive Office Action for application number 10/551,727.

Description of the Docketing System:

The procedure for incoming mail from the USPTO and computer docketing of events (e.g., dates and type of response required,) is as follows for mail directed to Dow's PO box for USPTO correspondence:

- 1. Received by Dow and delivered to the TP File Room.
- 2. File Room Mail Clerk opens/date stamps document.

Application No. 10/551.727 Response dated December 18, 2008 Reply to Office Action of November 18, 2008

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Docket No., 62620A US

- 3. Document is delivered to Docketing.
- 4. Document is docketed, initialed and dated by Docketing Paralegal.
- 5. If urgent, a copy of the document is e-mailed to attorney/support staff.
- 6. Document is returned to File Room.
- 7. File Room Clerk scans and uploads document into Dow's document management system which is viewable within the Intellectual Property Management System (Electronic Docketing System).
 - 8. Document is sent/delivered to the attorney's support staff.

With regard to the particular Office Action not received, on September 23, 2008, we (The Dow Chemical Company "Dow", assignee of record) received a Notice of Abandonment for patent application number 10/551,727 (Attorney Docket No. 62620A) for failure to respond to a Notification of Missing Requirements that the U.S. patent office mailed on January 22, 2008 as per a copy subsequently obtained by Dow after receiving the Notice of Abandonment (mailed September 15, 2008). The due date for the response was March 22, 2008.

Establishment of Non-receipt of the Office Action:

The first time we had notice of the Notification of Missing Requirements was upon receipt of the Notice of Abandonment. After receiving the Notice of Abandonment, the application file was searched and a further investigation was carried out to find any evidence of the receipt of the Notification of Missing Requirements (search of pertinent mail areas and discussions with responsible employees) by Dow's Leader of IP Business Services (Laura Reinbold). In the search and investigation, the Notice of Missing Requirement was not found and no record of receipt of it was found. A copy of the Notice of Missing Requirements was first received on October 08, 2008 after being requested by Dow.

Dow employs an electronic docketing system with all docketing information being accessed by each individual agent or attorney. Dockets are run on a periodic basis for each attorney (approximately monthly). The individual electronic docket record for attorney docket number 62620A (Application No. 10/551,727) is attached. This docket record shows no record

Application No. 10/551,727 Response dated December 18, 2008 Reply to Office Action of November 18, 2008

Docket No.: 62620A US

of receipt of the Notice of Missing Requirements until after receipt of a copy of it from the U.S. Patent Office on October 8, 2008. This copy was then input into the docketing system as shown in the attached sheet (input date of October 9, 2008 and due date March 22, 2008). Also attached are two copies of my working dockets for the time in which the Notice of Missing Requirements would have been docketed, with notes by my Office Professional (Carol Axtell) on the progress of work etc. These dockets were run on February 2, 2008 and March 17, 2008. As shown by the electronic docket of the individual record and my dockets, there is no record of the Notice of Missing Requirements (docket number 62620A) until a copy was received on October 8, 2008.

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This is the first instance (over ten years employed as a patent agent/attorney at Dow), relying upon The Dow Chemical Company's mail and docketing system, that I have not received an Office Action resulting in a Notice of Abandonment. From the above, I state, I did not receive the Notice of Missing Requirements at the correspondence of record and that a search of my records indicates that the Notice of Missing Requirements was not received.

We are also including a complete declaration for each inventor. In one instance one set of the declaration was signed by two inventors. All other sets were signed individually, therefore instead of having 14 pages (2 pages for each of the seven inventors) we have 12 pages.

From the above, Applicants' respectfully request Withdrawal of the Holding of

Abandonment.

Dated: December 18, 2008

Respectfully

Kevin J. Niksen Registration No.: 41,510

THE DOW CHEMICAL COMPANY

P.O. Box 1967

Midland, Michigan 48641-1967

(248) 391-6321

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SCHEDULE FOR THERMOSETS/DOWAUTOMOTIVE Kevin Nilsen

Period from 10/20/2007 to 04/30/2008

File	Patent	Event	Deadline	Perform	Comments
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65045A	US/NP	Disclosure Statement	10/20/2007	- 35	oflown so newway
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64269B	WO/PCT	International Exam (PCT Domand)	12/22/2007	-	Ling Cohn
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65071B	WO/PCT	Recoption WIPO [PCT Record Copy]	2/21/2008	car
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65356	US/PSP	Six Month Provisional Check	2/27/2008	Con Commander formal paper
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63126A	RU/PCT	Extend OA	2/28/2008	- office to the water of them of
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63577C	US/DIV1	Final Rojection Response	3/12/2008	
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63577C	US/DIV1	Notice of Appeal	3/12/2008	
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35071A	US/NP	Disclosure Statement	3/12/2008	aar
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54402B	WO/PCT	National phase 1 [PCT DO]	3/15/2008	Dainy Cohn
	Nature: Parties:		•	
64402B	WO/PCT	National phase 2 [PCT EO]	3/15/2008	Dary Cohn
	Nature: Parties:		-	
31861A	EH/FH1	Extend OA	3/16/2008	
	Nature: Parties:			
5045B	WO/PCT	Writteri Opinion	3/16/2008	
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2632A	EP/EPT	Answer to notification 51(4) (EPA)	3/19/2008	12 cerved acustry list at 8/08
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1604B	US/DIV1	Office action	3/28/2008	

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64545	ZA/PCT	Acceptance Date	3/29/2008	car
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61804A	US/PDV	Office action	4/3/2008	
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63571B	CN/PCT	Extend OA	4/4/2008	
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64603B	TH/NP	Tickle	4/4/2008	Car
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64176A	CN/PCT	Examination	4/5/2008	[real
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64286B	WO/PCT	Search Report	4/5/2008	Car
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65312	U6/PSP	Six Month Provisional Check	4/12/2008	Car
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61861A	CN/PCT	Rosponse	4/14/2008	
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62243A	CA/PCT	Examination	4/15/2008	Car
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SCHEDULE FOR THERMOSETS/DOWAUTOMOTIVE Kevin Nilsen

Period from 10/20/2007 to 04/30/2008

File	Patent	Event	Deadline	Perform	Comments	
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SCHEDULE FOR THERMOSETS/DOWAUTOMOTIVE Kevin Nilsen

Period from 01/01/2008 to 05/01/2008

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DECLARATION AND POWER OF ATTORNEY USA/PCT

As a below named inventor. Thereby declare that:

- My residence and Citizenship are as stated below my name. My P.O. (monting) address is the same as my residence unless otherwise stated.
- I verily believe I uni/we are the original. Irist and sole/joint inventor(s) of the subject matter that is embraced by and for which a patent is sought on the invention entitled: COMPOSITION FOR MAKING METAL MATRIX COMPOSITES and the specification of which:

is attached hereto (_. \boxtimes was filed on October 3, 2005 Application No. 10/551,727 and was amended on

ns (62620A).

- (c) I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above. In the event that the filing date and/or Application No, are not entered above at the time I execute this document. and if such information is deemed necessary, I hereby authorize and request my attorneys/agent(s) at The Dow Chemical Company, P.O. Box 1967, Midland, Michigan 48674, to insert above the filling date and/or Application No. of said application.
- (d) Lacknowledge my duty under 37 CFR 1.56 to disclose to the U.S. Patent and Trademark Office all information known to me to be material to patentability as defined in 37 CFR 1.56(b). If this application is a continuation-in-part application, I acknowledge the duty to disclose all information known to me to be material to patentability as defined in 37 CFR 1 S6(t) that became available between the filing date of the prior application from which priority is claimed in part (f) below, and the national or PCT international filing date of this application.
- (e) Thereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or §365(b) of any foreign application(s) for patent or inventor's confificate listed below or §365(a) of any PCT international application that designated at least one country other than the United States of America listed below, and also identify below any other foreign equivalent application for putent or inventor's certificate or any other equivalent PCT international application having a filing date before that of the application on which priority is claimed.

	PRIOR FOREIGN APPL	JCATION(S)	PRIORITY CLAIMED	CERTIFIED COPIES INCL.
Number	Country or PCT	Day/Month/Year Filed		
Additional ci	aims for benefit are attached.			

Thereby Claim the benefit under 35 U.S.C. §119(e) of any United States provisional application(s) listed below, or under 35 U.S.C. §120 of any United States application(s), or under § 365(e) of any PCT international application designating the United States of America listed below (and do hereby authorize Assignce or its designee to insert here the Priority Number, Filing Date, and Filing Country):

US or PCT Appln, Serial No.	Filing Date	Status at Application Filing Date
PCT/US2004/010837	April 8, 2004	
Additional plains for home Co.		

Additional claims for benefit are attached.

Thereby appoint the attorney(s) and/or agent(s) at the following Customer No. to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith. Address all correspondence to appointed counsel,

00109 (TDCC)

and all practitioners at Customer Number 00109 all of The Dow Chemical Company, P. O. Box 1967, Midland, Michigan. 48641-1967

This appointment, including the right to delegate this appointment, shall also apply to the same extent it is applicable under the laws of the United States of America to any proceedings established by the Patent Cooperation Treaty.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both under 18 U.S.C. § 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Inventor(s) Midland, Michigan 48674 this Signature. Full Name: Aleksander J. Przik 3012 Scarbogough Lane Residence Midland, Michigan 48640 Confirm: United States of America Citizenship: United States of America P.O. Address: Same ás residence Mjulund, Michigan 48674 USA this day of Signature: Full Nume: Ted A. Morgan Residence: 4610 Bristol Court Midland, Michigan 48640 Country: United States of America Citizenship: United States of America P.O. Address: Same as residence

At:	Midland, Michigan 48674	USA
this	day of	, 20
Signature:		
Full Name:	Terry I. Hu	
Residence:	6117 Londonberrie Court	
	Midland, Michigan 48640	
Country: 1	Juited States of America	
Citizenship	United States of America	
	ss: Same as residence	

At:	
this day of	, 20
Signature:	
Pull Name: Daniel R. Lister	
Residence 4755 Highlands Drive	
Delaware, Ohio 43015	
Country: United States of America	
Citizenship: United States of America	
P.O. Address: Same as residence	

() Additional numes and signatures are attached.

At. Midland, Michigan, 48674 USA this 2/ duy of Ostokaer, 2008	At Midland, Michigan 48674 USA this day of , 20
	this, 20
Signature: Listed G. Newson	1
- Whit Comme	
Signature Full Name Robert A Newman	Signature:
Residence: 218 Wanetah Drive	Full Name: Richard Allen Lundgard Residence: 919 Whiapering Oak Drive
Midland, Michigan 48640	Midland, Michigan 48642
Country: United States of America	Country: United States of America
Citizenship United States of America	Citizenship: United States of America
P.O. Address: Same as residence	P.O. Address: Same as residence
	LIVITIUM POLITICA POL
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this	this day of, 20
Signature:	Signature
Full Name: Qin Deng	Full Name:
Residence: 300 Jin Xiu Road; Building No. 2; Room 402	Residence:
Pudong, Shanghai 200135 Country: P.R. China	
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this day of ,20 Signature: Full Name: Residence: Country: Citizenship P.O. Address: At: this day of ,20 Signature. Full Name. Residence: Country: Citizenship: P.O. Address At day of ,20 Signature. Full Name. Signature. Full Name. Full Name. Full Name. Full Name. Full Name.	Ar:

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As a below named inventor, I hereby declare that:

- (a) My residence and Citizenship are as stated below my name. My P.O. (mailing) address is the same as my residence unless otherwise stated.

is attached hereto (_______)
was filed on October 3, 2005 _______as (62620A).
Application No. 10/\$51,727
and was amended on _______

- (c) I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any unundiment referred to above. In the event that the filing date and/or Application No. are not entered above at the time I execute this dimment, and if such information is deemed necessary. I hereby authorize and request my attorneys/agent(s) at The Dow Chemical Company, P.O. Box 1967, Midland, Michigan. 48674, to insert above the filing date and/or Application No. of said application.
- (d) I acknowledge my duty under 37 CFR 1.56 to disclose to the U.S. Patent and Trademark Office all information known to me to be material to patentability as defined in 37 CFR 1.56(b). If this application is a continuation-in-part application, I acknowledge the duty to disclose all information known to me to be material to patentability as defined in 37 CFR 1.56(b) that became available between the filing date of the prior application from which priority is claimed in part (f) below, and the national or PCT international filing date of this application
- (e) Thereby claim foreign priority benefits under 35 U.S.C. § 119(u)-(d) or §365(b) of any foreign application(s) for patent or inventor's certificate listed below or §365(a) of any PCT international application that designated at least one country other than the United States of America listed below, and also identify below any other foreign equivalent application for patent or inventor's certificate or any other equivalent PCT international application having a filing date before that of the application on which priority is claimed.

	PRIOR FOREICN APPL	ICATION(S)	PRIORITY CLAIMED	CERTIFIED COPIES
Number	Country or PCT	Day/Month/Year Filed		

Additional claims for benefit are attached.

(f) Thereby Claim the benefit under 35 U.S.C. §119(e) of any United States provisional application(s) listed below, or under 35 U.S.C. §120 of any United States application(s), or under § 365(e) of any PCT international application designating the United States of America listed below (and do hereby authorize Assignee or its designee to insert here the Priority Number, Filing Date, and Filing Country).

US or PCT Appin. Scrial No.	Filing Date	Status at Application Filing Date
PC1/US2004/010837	April 8, 2004	
Additional plains Continue Con		

I hereby appoint the attorney(s) and/or agent(s) at the following Customer No to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith Address all correspondence to appointed counsel,

00109 (TDCC)

and all practitioners at Customer Number 00109 all of The Dow Chemical Company, P. O. Box 1967, Midland, Michigan 48641-1967

This appointment, including the right to delegate this appointment, shall also apply to the same extent it is applicable under the laws of the United States of America to any proceedings established by the Patent Cooperation Treaty.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and helief are helieved to be true, and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by line or imprisonment, or both under 18 U S C § 1001 and that such willful false statements may propardize the validity of the application or any putent issued thereon.

Inventor(s):

Λt:	Midland, Michigan 48674 USA
this	day of, 20
Signature: _	
Full Name:	Aleksander J. Pyzik
Residence:	3012 Searborough Lane
	Midland, Michigan 48640
Country U	Inited States of America
Citizenship:	United States of America
	s: Same as residence
T	

Ac Whithand, Michigan 48	6/4 USA
this day of	, 20
Signature:	
Full Name: Terry I. Hu	
Residence: 6117 Londonberrie Court	
Midland, Michigan 48640	
Country: United States of America	
Citizenship: United States of America	
P.O. Address: Same as residence	

Λι	Midland, Michigan 48674	USA
this 22 M	day of October	, 20 <u>07</u>
Signature: /	Udallaga	
Full Name:	Tod A. Morgan	
Residence:	6610 Bristol Court Midland, Michigan 48640	
Country: Ur	nited States of America	
Citizonship-	United States of America	
PO Address	Same as residence	

Λt·	
this day of	. 20
Signaturo	
Full Name: Damel R. Lister	
Residence: 4755 Highlands Drivo	
Oclaware, Ohio 43015	
Country: United States of America	
Citizenship: United States of America	
P.O. Address: Same as residence	

CASE NO.

At: Midland, Michigan 48674 USA	At: Midland, Michigan 48674 USA
this	this day of 20
Signature:	Signature:
Full Name: Robert A. Newman	Full Name: Richard Allen Lundgard
Residence: 218 Wanetah Drive	Residence 919 Whiapering Oak Drive
Midland, Michigan 48640	Midland, Michigan 48642
Country: United States of America	Country United States of America
Citizenship: United States of America	Citizenship: United States of America
P.() Address: Same as residence	P O Address: Same as residence
Λι.	At:
this day of, 20	this day of, 20
Signature	Signature.
Full Nume: Qin Deng	Full Name:
Residence: 300 Jin Xiu Road; Building No. 2; Room 402	Residence:
Pudong, Shanghai 200135	
Country. P.R. China	Country:
Citizenship: United States of America	Citizenship:
P.O. Address: Same as residence	P.O. Address:
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this day of , 20 Signature: Full Name: Residence: Country: Citizenship. P.O. Address. At this day of , 20 Signature: Full Name: Residence: Country. Citizenship. P.O. Address: At. this day of , 20 Signature: Full Name: Full Name: Full Name: Full Name:	Signature: Full Name: Residence: Country: Citizenship: P.O. Address: Al: this day of ,20 Signature- Full Name: Residence. Country: Citizenship: P.O. Address: At: this day of ,20 Signature: Full Name Residence.

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DECLARATION	AND	POWER	OF	ATTORNEY	HSA/FOT

As a below named inventor, I hereby declare that

- (a) My residence and Catzenship are as stated below my name. My P.O. (mailing) address is the same as my residence unless otherwise stated
- (b) I verify believe I and/we are the original, first and sole/joint inventor(s) of the subject matter that is embraced by and for which a patent is sought on the invention entitled. COMPOSITION FOR MAKING METAL MATRIX COMPOSITES and the specification of which:

 [1] is anached hereto (

is attached hereto () was filed on October 3, 2005 as (62620A)

Application No. 10[551,727 and was amended on

- (c) Thereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amounted by any amendment referred to above to the event that the fling date audior Application No are not entered above at the time Levecute this document, and if such information is deemed accessory. Thereby authorize and request my attorney segentts) at The Dow Chemical Company P.O. Box 1967. Mulland. Affection. 48674, to insert above the filling date audion. Application No. of said application.
- (d) Lacknowledge my duty under 37 CFR 1.56 to discusse to the U.S. Putent and trademark Office all information known to me to be material to patentability as defined in 37 CFR 1.56(b). It this application is a continuation in-part application, Lacknowledge the duty to disclose all information known to me to be material to patentability as defined in 37 CFR 1.56(b) that became available between the filling date of the prior application from which priority is claimed in part (f) below, and the national or PCT international filling date of this application.
- (c) Thereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or §365(b) of any foreign application(s) for patent or inventor's certificate listed below or §365(a) of any PCT international application that designated at least one country other than the United States of America listed below, and also identify below any other foreign equivalent application for putent or inventor's certificate or any other equivalent PCT international application having a filing date before that of the application on which priority is claimed:

PRIOR FOREIGN APPLICATION(S)		PRIORITY	CERTIFIED COPIES	
Number Country or PCT	Dny/Month/Year Filed		1111	
Additional claims for benefit are attaclast				

(f) Thereby Claim the bandit under 35 U.S.C. \$119(c) of any United States provisional application(s) listed below, or under 35 U.S.C. \$120 of any United States application(s), or under \$ 365(c) of any PCT international application designating the United States of America listed below (and do hereby authorize Assignee or its designer to insert here the Priority Number, Filing Date, and Filing Country)

US or PCT Apple. Serial No. PC17US2004/010837	Filing Date April 8, 2004	 Status at Application Filing Date	
Additional claims for benefit or	e utrobod	 	

Thereby appoint the attorney(s) and/or agent(s) at the following Customer No. to prosecute this application and to transact all business in the Palent and Trademark Office connected therewith. Address all correspondence to appointed counsel.

00109 (TDCC)

and all practitioners at Customer Number 00109 all of the Dow Chemical Company, P. O. Box 1967. Midland, Michigan. 48641-1967.

This appointment, including the right to delegrate this appointment, shall also apply to the same extent it is applicable under the laws of the United States of America to any proceedings established by the Patent Cooperation Treaty

Thereby declare that all statements made herein of my own knowledge are true and that all statements made on information and halief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both under 18 U.S.C. § 1001 and that such willful false statements may propardize the validity of the application or any patent issued thereon.

Å1	Midland, Michigan 48674	USA	
this .——	day of	. 20	
Signature.			
Full Name	: Terry I Hu		
	: 6117 Londonberrie Court		
	Midland, Michigan 48640		
Country:	United States of America		
Citizensing	 United States of America 		
PO Addre	ess: Same as residence	•	

Ar:	Midland, Michigan 48674 (ISA
this	day of	. 20
Signature:		
Fall Name	Ted A. Morgan	**
Residence	4610 Bristol Court	
	Midland, Michigan 48640	
Country: (Inited States of America	
Citizenship	United States of America	
PO Addres	ss. Same as residence	

AI DELAWARE OH	
this 22 day of perosten	,20 09
Full Name Dumel R. Lister	C. A.
Residence: 4/55 Highlands Drive	,
Delaware, Ohio 43015	
Country. United States of America	
Citizenship United States of America	
P O Address: Same as residence	•

() Additional names and signatures are attached.

P.O. Address:

P.18/24

CASENO Midland, Michigan 48674 USA Midland, Michigan 48674 USA this dayıd 20 Signature: Signature Full Name: Robert A Newman tull Name: Richard Allen Lundgard Residence: 919 Whiapering Oak Drive Residence: 218 Wanetah Drive Midland, Michigan 48640 Midland, Michigan 486-12 Country: United States of America Country United States of America Citizenship: United States of America Citizenship. United States of America P.O. Address: Same as residence P.O. Address: Same as residence this . 20 day of day of (his Signature. Signature Full Name: Qin Deng Full Name: Residence: 300 Jin Xiu Road: Building No. 2: Room 402 Residence Pudong, Shanghai 200135 Country: P.R. China Country Citizenship: United States of America Citizenship P.O. Address: Same as residence P.O. Address At: day of Signature: Signature: Putt Name Full Name: Residence Residence Country: Country. Citizenship: Citizenship. P.O. Address: PO Address. this dus day of Signature Signature Full Name. Full Name Residence. Residence Country: Country Citizenship: Citizenship: P.O. Address: P.O. Address: this day of this day of Signature Signature Full Name: Full Name Residence Residence Country: Country: Citizenship: Citizenship: P.O. Address P.O. Address: At: Λı: this duy of Signature Signature: Full Name **Full Name** Residence Residence Country. Country: Citizenship. Citizenship:

PO Address:

DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

- (a) My residence and Citizenship are as stated below my name. My P.O. (mailing) address is the same as my residence unless otherwise stated.
- (b) I verily believe I arr/we are the original, first and sole/front inventor(s) of the subject manor that is embraced by and for which a patent is sought on the invention entitled: COMPOSITION FOR MAKING METAL MATRIX COMPOSITES

and the specification of which: is attached here (...)

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PRIOR FOREIGN APPLICATION(S)			PRIORITY CLAIMED	CERTIFIED COPIES INCL.
Number	Country or PCT	Day/Month/Year Filed		
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Additional clarues for benefit are attached.

US or PCT Appln, Serial No.	Filing Date	Status at Application Filing Date
PCT/US2004/010837	April 8, 2004	

Additional claims for benefit are anached

I homeby appoint the attorney(s) and/or agent(s) at the following Customer No-to prosecute flux application and to transact all business in the Putent and Tradomark Office connected therewith. Address all correspondence to appointed counsel at.

00109 (TDCC)

and all practitioners at Customer Number 00109 all of The Dow Chemical Company P. O. Box 1967, Midland, Michigan, 48641-1967

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Λι

Inventor(s):

his	day of	
Signature		
	Daniel R. Lister 4755 Highlands Drive	 ,
	Delaware, Ohio 43015	
	United States of America	i-a

P.O. Address: Same as residence

CASE NO

At: Midland, Michigan 48674 USA	At Midland, Michigan 48674 USA
this day of20	this day of 20
Signature:	C:
Full Name Robert A. Newman	Signature Full Name: Richard Allen Lundgard
Residence: 218 Wanetah Drive	Residence: 919 Whitapering Oak Drive
Midland, Michigan 48640	Midland, Michigan 48642
Country: United States of America	Country. United States of America
Chizenship: United States of America	Citizenship. United States of America
P.O. Address: Same as residence	P.O. Address, Same as residence
this day of 20	A1'
this day of , 20	Uns day of 20
Signature:	Signature
Full Name: Qin Deng	Poll Name:
Residence: 300 Jin Xiu Road; Building No. 2, Room 402	Residence
Pudong, Shanghai 200135	
Country: P.R. China	Country
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DECLARATION AND POWER OF	ATTORNEY USA/PCT	

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As a below named inventor, I	hereby declare that			

My residence and Citizenship are as stated below my name. My P.O. (mailing) address is the same as my residence unless otherwise stated. I verily believe I am/we are the original, first and sole/joint inventor(s) of the subject matter that is embraced by and for which a patent is sought on the invention entitled. COMPOSITION FOR MAKING METAL MATRIX COMPOSITIES and the specification of which is attached hereto (

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(d) I acknowledge my duty under 37 CFR 1.56 to disclose to the U.S. Patent and Trademark Office all information known to me to be material to patentability as defined in 37 CFR 1 56(b). It this application is a continuation in-part application, I acknowledge the duty to disclose all information known to me to be material to patentability as defined in 37 CFR 1.56(b) that became available between the filing date of the prim application from which priority is claimed in part (1) below, and the national or PCT international filing date of this application.

(e) Thereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or §365(h) of any foreign application(s) for patent or inventor's certificate listed below or §365(a) of any PCT international application that designated at least one country other than the United States of America listed below, and also identify below any other foreign equivalent application for patent or inventor's certificate or any other equivalent PCT international application having a filing date before that of the application on which priority is claimed:

PRIOR FOREIGN APPLICATION(S) PRIORITY CERTIFIED COPIES CLAIMED INCL. Number Day/Month/Year Filed Country or PCT Additional claims for benefit are attached.

Thereby Claim the henefit under 35 U.S.C. §119(c) of any United States provisional application(s) listed below, or under 35 U.S.C. §120 of any United States application(s), or under § 365(c) of any PCT international application designating the United States of America listed below (and do hereby authorize Assignee or its designee to insert here the Priority Number, Filing Date, and Filing Country)

US or PCT Appln. Serial No.	Filing Date	Status at Application Filing Date
PC1/US2004/010837	April 8, 2004	- I will but
Additional claims for benefit a	re attached	

I hereby appoint the attorney(s) and/or agent(s) at the following Customer No. to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith. Address all correspondence to appointed counsel

00109 (TDCC)

and all practitioners at Customer Number (0)109 all of The Dow Chemical Company, P. O. Box 1967, Midland, Michigan, 48641, 1967

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both under 18 U.S.C. § 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued

Liventor(:	s):	
At:	Midland, Michigan 48674 U.	SA
this	day of	. 20
Signature:		
rull Nume:	Alcksander J. Pyzik	
Residence:	3012 Scarborough Lane	
	Midland, Michigan 48640	:
Country: 1	Inited States of America	
Citizenship:	United States of America	
P.O. Addres	ss: Same as residence	
Αι:	Midland, Michigan 48674 US	iA 1
this	day of	. 20

this	day of	. 20
Signature:		
Full Name:	Terry I. Hu	
Residence:	6117 Londonberrie Court Midland, Michigan 48640	
Country, U	nited States of America	
Citizenship:	United States of America s. Same as residence	

Mulland Michigan 49674 1154

At:	Midland, Mid	chigan 48674	USA
this	day of		, 20
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a.		•	
Signature:	_ :		
Full Name:	Ted A. Morgan		
Residence:	4610 Bristol Cou	ırt	
	Midland, Michig	an 48640	
Country: 1	Inited States of An	neriea	
Citizenship:	United States of	America	
P.O. Addres	is: Same as residen	ce	

this, 20	
Signature:	
Full Name: Daniel R. Laster	
Residence: 4755 Highlands Drive	
Delaware, Ohio 43015	
Country: United States of America	
Citizenship: United States of America	
P.O. Address: Same as residence	

CASE NO

At: Midland, Michigan 48674 USA	At: Midland, Michigan 48674	
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Signature. Full Name Robert A. Newman	Signature.	
	Full Name: Richard Allen Lundgurd	
Residence: 218 Wanetah Drive	Residence: 919 Whiapering Oak Drive	
Midland, Michigan 48640 Country. United States of America	Midland. Michigan 48642	
Citizenship: United States of America	Country: United States of America	
P.O. Address: Same as residence	Citizenship: United States of America P.O. Address: Same as residence	
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Signature: Oh Vage	_ Signature:	
Full Name: Qin Deng	Full Name.	
Residence: 300 Jin Xiu Road; Building No. 2; Room 402	Residence:	
Pudong, Shanghai 200135	· ·	
Country: P.R. China	Country:	
Citizenship United States of America	Citizenship:	
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As a below named inventor, I frereby declare that:

- (a) My residence and Citizenship are as stated below my name. My P.O. (mailing) address is the same as my residence unless otherwise stated.

is attached hereto (_____).

Was filed on October 3, 2005 _____ as (62620A
Application No ______
and was amended on ______

- (c) I hereby state that I have reviewed and understand the contents of the above identified specification, including the clauds, as amended by any amendment referred to above. In the event that the filing date and/or Application No. are not entered above at the time I execute this document, and if such information is deemed necessary, I hereby authorize and request my attorney-lageat(s) at The Tow Chemical Company, P.O. Box 1967, Midland, Michigan 48674, to insert above the filling date and/or Application No. of said application.
- (d) I acknowledge my duty under 37 CFR 1.56 to disclose to the U.S. Patent and Tradsmark Office all information known to me to be material to patentability as defined in 37 CFR 1.56(b). If this application is a continuation-in-part application. I acknowledge the duty to disclose all information known to me to be material to patentability as defined in 37 CFR 1.56(b) that became available between the filling date of the prior application from which priority is claimed in part (f) below, and the national or PCT international filling date of this application.
- (e) Thereby claim foreign priority benefits under 35 U.S.C. § 119(u)-(d) or §365(b) of any foreign application(s) for patent or inventor's certificate listed below or §365(a) of any PCT international application that designated at least one country other than the United States of America listed below, and also identify below any other foreign equivalent application for parent or inventor's certificate or any other equivalent PCT international application having a filing date before that of the application on which priority is claimed:

	PRIOR FOREIGN APPL	ICATION(S)	PRIORITY CLAIMED	CERTIFIED COPIES
Number	Country or PCT	Duy/Month/Year Filed		

Additional claims for benefit are attached

(f) I hereby Claim the bencht under 35 U.S.C. §119(e) of any United States provisional application(s) listed below, or under 35 U.S.C. §120 of any United States application(s), or under § 365(c) of any PCF international application designating the United States of America listed below (and do hereby authorize Assignee or its designee to insert here the Priority Number, Filing Date, and Filing Country):

US or PCT Apple, Secial No.	Filing Date	Status at Application Filing Date
PCT/US2004/010837	April 8, 2004	
<u></u>		

Additional claims for benefit are attached.

I hereby appoint the attorney(s) and/or agent(s) at the following Customer No. to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith. Address all correspondence to appointed counsel,

at.

00109 (TDCC)

and all practitioners at Customer Number 00109 all of The Dow Chemical Company, P. O. Box 1967, Midhad, Michigan 48641-1967

This appointment, including the right to delegate this appointment, shall also apply to the same extent it is applicable under the laws of the United States of America to any proceedings established by the Patent Cooperation Treaty.

Thereby declare that all statements made herein of my own knowledge are true and that all statements made or information and belief are believed to be true, and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both under 18 U.S.C. § 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

At: Midland, Michigan 48674 USA
this day of , 20

Signature: Full Name Aleksander 1 Pyzik
Residence: 3012 Scarborough Lane Midland, Michigan 48640
Country: United States of America

At.	Midland, Michigan 48674 USA
his	
Signature:	
Full Name:	Ted A. Morgan
Residence:	4610 Bristol Court
	Midland, Michigan 4864()
Country:	Midland, Michigan 4864() United States of America): United States of America

At- Midlar	od Michigan 48671 USA
this day of	, 20
Signature.	
Full Name: Terry I. Ht	1
Residence: 611/ Londo	onberrie Court
Midland, M	fichigan 48640
Country. United States	of America
Citizenship. United St	ates of America
P.O. Address. Same as	

At:	
this day of	, 20
Signature:	
Full Name. Daniel R. Lister	
Residence, 4755 Highlands Drive	
Delawarc, Ohio 43015	
Country: United States of America	
Citizenship: United States of America	
P.O. Address. Same as residence	

Citizenship: United States of America

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CASE NO.

Citizenship: United States of America P.O. Address: Same as residence		
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